

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Atty. Ref.: **4662-149**

**IJPEIJ et al**

Conf. No.: **4626**

Serial No. **10/567,097**

Group: **1796**

Filed: **February 3, 2006**

Examiner: **Lu**

For: **PROCESS FOR THE PREPARATION OF A POLYOLEFIN**

\* \* \* \* \*

September 12, 2008

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT AND SPECIES ELECTION**

Sir:

The following comments are intended to be fully responsive to the issues raised in the Official Action dated August 20, 2008, which set a nominal response due date of September 20, 2008.

**1. Response to Restriction Requirement**

Applicants hereby elect for further prosecution the invention defined by the claims of Group I, including claims 1-16 drawn to an olefin polymerization process. The claims of Group II drawn to a patentably distinct invention non-elected for prosecution have been retained in the subject application for the time being. However, the Examiner is authorized to cancel such non-elected claims without prejudice to the applicants' rights under 35 USC §121 in the event the elected claims are deemed to be in condition for allowance.

## 2. Response to Species Election Requirement

Applicants also elect the spectator ligand of species (1), namely imine ligand compounds. The claims which read on the elected species appear to be claims 1-9, of which claims 1-6 and 8 appear to be generic to all claimed spectator ligand species. Accordingly, an action on the merits of claims 1-9 is awaited.

## 3. Fee Authorization

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.

Respectfully submitted,

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